UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MARLON QUAN, et al., **CIVIL ACTION**

0:11-cv-00723-ADM-JSM

Defendants,

FLORENE QUAN,

Relief Defendant,

and

DZ BANK AG DEUTSCHE

ZENTRAL-

GENOSSENSCHAFTSBANK, FRANKFURT AM MAIN ("DZ

BANK"),

Intervenor,

SOVEREIGN BANK,

Intervenor,

and

GARY HANSEN,

Intervenor,

MEET AND CONFER STATEMENT

Pursuant to Local Rule 7.1(a), John Birkenheier and Charles Kerstetter (counsel for the Securities and Exchange Commission) conferred with Bruce Coolidge (counsel for Defendants regarding the above motion. The parties were unable to agree on resolution of the motion.

Respectfully submitted,

s/John Birkenheier

Dated: December 14, 2012